

FILED ENTERED
LODGED RECEIVED

Magistrate Judge John L. Weinberg

JUL 23 2019

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff

vs.

JOHN REGINALD EDWARDS,
Defendant.

NO. MJ19-337
COMPLAINT for VIOLATION
U.S.C. Title 8 Section 1326(a)
(Illegal Reentry After Deportation)
(Felony)

BEFORE John L. Weinberg, United States Magistrate Judge,
United States Courthouse, 700 Stewart Street, Seattle, Washington.

COUNT I

On July 1, 2019, near Sumas, within the Western District of Washington, JOHN REGINALD EDWARDS, an alien, a native and citizen of Canada, who was previously arrested and deported from the United States on July 18, 2008, at Blaine, Washington, was found, after knowingly and voluntarily reentering the United States without the express consent of the Secretary of the Department of Homeland Security.

All in violation of Title 8, United States Code, Section 1326(a).

1
2 The undersigned complainant being duly sworn states:

3 1. I, Philip J. Krasielwicz, am a Border Patrol Agent with the Bureau of
4 Customs and Border Protection, an agency within the Department of Homeland
5 Security. Part of my duty entails the location and apprehension of foreign
6 nationals in the United States who are or have been engaged in criminal activity. I
7 have been employed as an agent of the United States Border Patrol for eleven (11)
8 years. The following information is based on (i) my investigation, (ii) the
9 investigation of other Border Patrol agents, (iii) the Citizenship and Immigration
10 Service (hereinafter "CIS") files, (iv) records of the United States District Court,
11 Western District of Washington, (v) and the Whatcom County Superior Court.
12

13 2. My investigation has revealed that CIS maintains an alien registration
14 administrative file, commonly referred to as an A-file, 095 564 442 on JOHN
15 REGINALD EDWARDS. This A-file is the official Immigration file maintained
16 by the CIS, and is a consolidated repository of all known Immigration contacts
17 with JOHN REGINALD EDWARDS hereinafter "defendant." The A-file of the
18 defendant contains documents showing that he is a native and citizen of Canada.
19

20 3. The A-file of the defendant contains conviction documents from the
21 following courts:

22 a. United States District Court, Wester District of Washington, in
23 case number CR 86-317C, in violation of 8 U.S.C. § 371 Conspiracy to Pass
24 Counterfeit Securities, sentenced to sixty (60) days on January 16, 1987.

25 b. Whatcom County Superior Court in cause number 041017397
26 in violation of RCW: 69.50.401(2) Manufacture/Deliver Controlled
27 Substance (Possession of Marijuana with Intent to Distribute), sentenced to
28 sixty (60) days on February 24, 2005.

1 4. Within the A-file of the defendant, there are three executed I-205,
2 Warrant of Removal/Deportation documents. The I-205 documents confirms the
3 defendant was deported on the following dates and locations:

- 4 a. August 6, 2012, Blaine, Washington, and
5 b. July 18, 2008, Blaine, Washington, and
6 c. March 18, 2005, Blaine, Washington

7 The form I-205's contain the fingerprint and photograph of the defendant as
8 physical proof of his deportation from the United States to Canada. The A-file of
9 the defendant reflects the defendant appeared in deportation proceedings in
10 Tacoma, Washington. Because of the admissions the defendant made to the
11 charges set forth in the Order to Show Cause concerning his illegal presence in the
12 United States, he was ordered deported to Canada.
13

14 5. On July 1, 2019, at approximately 10:51 p.m., Border Patrol Agent
15 Valden Smith was notified by Blaine Sector Radio operators of a person on a bike
16 moving south from the United States/Canada International Boundary east of
17 Sumas, Washington. Agent Smith approached that person, later identified as the
18 defendant, and identified himself as a United States Border Patrol Agent. Agent
19 Smith questioned the defendant as to his citizenship. The defendant was asked to
20 state his country of citizenship to which he replied "Canada." When asked if he
21 was in possession of any documents that would allow him to be in the United
22 States, the defendant stated "No." The defendant was then taken to the Sumas
23 Border Patrol Station in Sumas, Washington for further processing.
24

25 6. On July 2, 2019, at approximately 3:03 a.m., Border Patrol Agent
26 Jason Anderson advised the defendant of his Miranda rights in the English
27 language as witnessed by Supervisory Border Patrol Agent Thomas Boaz. The
28 defendant stated he understood his rights and was willing to answer questions

1 without an attorney present. The defendant signed an I-215B Record of Sworn
2 Statement as well as an I-831 continuation page. During questioning at the Sumas
3 Border Patrol Station, the defendant made the following admissions:

- 4 a. His name is John Reginald Edwards.
- 5 b. He is a citizen of Canada.
- 6 c. He was born on August 25, 1959, in Oliver, BC, Canada.
- 7 d. He has previously been ordered deported from the United States.
- 8 e. He entered the United States illegally on July 1, 2019.

9 The defendant was advised of his right to speak to a consular officer from
10 Canada. The defendant requested to speak with a consular representative and a
11 message was left at the Consulate General of Canada in Seattle, Washington.
12

13 7. While at the Sumas Border Patrol Station in Sumas, Washington, the
14 defendant's fingerprints were taken and electronically transmitted to the Federal
15 Bureau of Investigations Criminal Justice Information Center in Clarksville, West
16 Virginia via the use of an Integrated Automated Fingerprint Identification System
17 (hereinafter IAFIS) terminal. The defendant's data was also processed in the
18 automated database of CIS.

19 Criminal and immigration databases checks confirmed the defendant was
20 the person convicted of the offenses listed in Paragraph 3 (*infra*) as well as the
21 deportations indicated in above in Paragraph 4 (*infra*).
22

23 8. The defendant was later transported to the Northwest Immigration
24 Detention Center in Tacoma, Washington, where he is currently being held for
25 deportation.

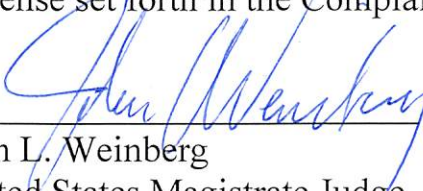
26 9. I have conducted a thorough review of the defendant's Immigration
27 A-file, 095 564 442, which contains no evidence that he ever applied for or
28 received permission to reenter the United States after deportation.

1 10. Based on the foregoing, I have probable cause to believe that JOHN
2 REGINALD EDWARDS has reentered the United States knowingly and
3 voluntarily without the express consent of the Secretary of the Department of
4 Homeland Security, in violation of Title 8, United States Code, Section 1326.
5

6
7 
8 Philip J. Kraśielwicz, Complainant
U.S. Border Patrol, Border Patrol Agent

9 Reviewed by AUSA Don Reno 
10
11

12 Based on the Complaint and Affidavit sworn to before me, and subscribed in
13 my presence this July 23, 2019, the Court hereby finds that there is probable cause
14 to believe the defendant committed the offense set forth in the Complaint.
15

16 
17 John L. Weinberg
18 United States Magistrate Judge
19
20
21
22
23
24
25
26
27
28